

**Notice of Allowability**

Application No.

10/016,406

Examiner

Lynda M Salvatore

Applicant(s)

PUCKHABER ET AL.

Art Unit

1771

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 08/12/03.
2. ☒ The allowed claim(s) is/are 11-17.
3. ☒ The drawings filed on \_\_\_\_\_ are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
  - \* Certified copies not received: \_\_\_\_\_.
5. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
  - (a) ☐ The translation of the foreign language provisional application has been received.
6. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE**

7. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
8. ☐ CORRECTED DRAWINGS must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No. \_\_\_\_\_.
  - (b) ☐ including changes required by the proposed drawing correction filed \_\_\_\_\_, which has been approved by the Examiner.
  - (c) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No. \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet.

9. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |  |   |
|--|---|
| 1 <input type="checkbox"/> Notice of References Cited (PTO-892)  | 2 <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)          |
| 3 <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                    | 4 <input type="checkbox"/> Interview Summary (PTO-413), Paper No. _____.            |
| 5 <input type="checkbox"/> Information Disclosure Statements (PTO-1449), Paper No. _____.              | 6 <input type="checkbox"/> Examiner's Amendment/Comment                             |
| 7 <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material | 8 <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
|  | 9 <input type="checkbox"/> Other _____.   |

**DETAILED ACTION**

***Response to Amendment***

1. Applicant's amendment and accompanying remarks filed August 13<sup>th</sup>, 2003 have been carefully considered and entered. Claims 1-10 have been canceled and new claims 11-17 have been added. Applicant's cancellation of claims 1-10 renders moot the claim objections, double patenting rejections, and claims rejected under 35 U.S.C. 103(a) as set forth in sections 1-8 of the last Office Action. Thus, these objections and rejections are withdrawn. Applicant's newly added claims are now found patentably distinguishable over the prior art of record for reasons set forth herein below.

***Terminal Disclaimer***

2. The terminal disclaimer filed on August 12<sup>th</sup> 2003, disclaiming the terminal portion of any patent granted on this application which would extend beyond the expiration date of 09/920,673,6,436,887, and 6,495,499 has been reviewed and is accepted. The terminal disclaimer has been recorded.

***Allowable Subject Matter***

3. The following is a statement of reasons for the indication of allowable subject matter: 11-17.

Specifically, the combination of Blanvalet et al. (US 5,380,452) in view of Lloyd et al. (US 4,600,620) or Smith, III et al. (US 5,914,177) fails to disclose or fairly suggest a floor cleaning wipe which comprises (a) 5 wt. % to 20 wt. % of a water insoluble substrate formed from two layers, wherein one of said layers is a hydrophobic chemically bonded polyester non-woven fabric, comprising 5% to 25% of the water insoluble substrate and the other layer is a

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needle punched cellulosic non-woven fabric comprising 75% to 95% of the water insoluble substrate; and (b) 80 wt. % to 95 wt. % of a liquid floor cleaning composition, wherein said composition is impregnated in said water insoluble substrate; the composition of the liquid floor cleaning composition comprises an alkali metal salt of a long chain unsaturated fatty acid, an amine oxide surfactant, a sultaine surfactant, a perfume, a preservative and water. An updated art search did not produce any new substantial art for which to base a rejection and presently no motivation exists to combine references to form an obvious type rejection.

***Conclusion***


4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lynda M Salvatore whose telephone number is 703-305-4070. The examiner can normally be reached on M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Terrel Morris can be reached on 703-308-2414. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0661.

October 29, 2003

ls

  
TERREL MORRIS  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 1700